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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BOARD OF TRUSTEES OF THE 1199 SEIU
GREATER NEW YORK BENEFIT FUND and BOARD
OF TRUSTEES OF THE 1199 SEIU GREATER NEW
YORK EDUCATION FUND,

Plaintiff,

- against -

JFK HARTWYCK AT CEDAR BROOK,

Defendant.

STIPULATION

Case No. 07-CIV-3744 (HB)

BOARD OF TRUSTEES OF THE 1199 SEIU
GREATER NEW YORK BENEFIT FUND and BOARD
OF TRUSTEES OF THE 1199 SEIU GREATER NEW
YORK EDUCATION FUND,

Plaintiff,

- against -

JFK HARTWYCK AT EDISON ESTATES

Defendant.

Stipulation of Dismissal

IT IS HEREBY STIPULATED AND AGREED, Plaintiff, BOARD OF TRUSTEES
OF THE 1199 SEIU GREATER NEW YORK BENEFIT FUND and BOARD OF
TRUSTEES OF THE 1199 SEIU GREATER NEW YORK EDUCATION FUND, and

Defendants JFK HARTWYCK AT CEDAR BROOK and JFK HARTWYCK AT EDISON

ESTATES hereby agree that the above-captioned consolidated matter be dismissed in its entirety.

And the Clerk is instructed to close this case & remove it from my docket.

Dated: New York, New York
April 24, 2008

MEYER, SUOZZI, ENGLISH & KLEIN,
P.C.

Lowell Peterson
By: Lowell Peterson, Esq. (LP5405)
1350 Broadway, Suite 501
New York, New York 10018
(212) 239-4999

Attorneys for Plaintiff

SO ORDERED

David J. [Signature]
U.S.D.J.

GENOVA, BURNS & VERNIOIA

Kathleen B. Einhorn
By: Kathleen Barnett Einhorn (KE2743)
354 Eisenhower Parkway
Livingston, New Jersey 07039
(973) 533-0777

Attorneys for Defendant